

**STATE OF MISSOURI  
PUBLIC SERVICE COMMISSION**

At a session of the Public Service  
Commission held at its office in  
Jefferson City on the 22<sup>nd</sup> day  
of June, 2016.

In the Matter of	)	
Ameren Missouri's Request for Variance	)	File No. EE-2016-0320
for its 2016 Demand-Side Management	)	
Pursuant to 4 CSR 240 - Chapter 3	)	

**ORDER GRANTING APPLICATION**

Issue Date: June 22, 2016

Effective Date: July 6, 2016

Union Electric Company d/b/a Ameren Missouri (“Ameren Missouri”) filed the *Request for Variance* (“application”).<sup>1</sup> The application asks to significantly reduce or eliminate the current market potential study, a filing necessary when Ameren Missouri seeks approval for its demand-side management (“DSM”) programs and plans.<sup>2</sup> Ameren Missouri uses a current market potential study as part of a DSM potential study, which it plans to use in its integrated resource plan and filings under the Missouri Energy Efficiency Initiative for 2017.

In support, Ameren Missouri cites the Commission regulation allowing a variance from DSM filing requirements for good cause.<sup>3</sup> Good cause means a good faith request for reasonable relief.<sup>4</sup> As good cause, Ameren Missouri alleges that DSM stakeholders want to reduce the cost of the DSM study, of which half come from a current market

---

<sup>1</sup> Electronic Filing Information System (“EFIS”) No. 1 (May 27, 2016).

<sup>2</sup> 4 CSR 240-3.164(2)(A).

<sup>3</sup> 4 CSR 240-3.164(6).

<sup>4</sup> *American Family Ins. Co. v. Hilden*, 936 S.W.2d 207 (Mo. App. W.D. 1996).

potential study. A current market potential study, Ameren Missouri alleges, can be substituted with ample primary data already gathered and analyzed in its 2010 DSM study, from evaluations and reports on DSM programs since 2010, and its 2013 DSM study. The application further represents that Staff agrees. The Commission gave notice of the application but received no response within the time set by order.<sup>5</sup>

The Commission independently finds and concludes that the application shows good cause for a variance and will grant the application.

**THE COMMISSION ORDERS THAT:**

1. The *Request for Variance* is granted.
2. This order shall be effective on July 6, 2016.



**BY THE COMMISSION**

A handwritten signature in black ink that reads "Morris L. Woodruff".

Morris L. Woodruff  
Secretary

Hall, Chm., Stoll, Kenney,  
Rupp, and Coleman, CC., concur.

Jordan, Senior Regulatory Law Judge

---

<sup>5</sup> EFIS No. 2 (May 31, 2016) *Notice and Order Setting Date For Filing Response*.